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PTO/S8/22 (12-04)
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|--|--|-----------------------------|--------------------------------|----------------------------------|
| PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.138(a)   |  |                             | Docket Number (Optional)       |                                  |
| FY 2005  |  |                             | 578632000201                   |                                  |
| (Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).)  |  |                             |                                |                                  |
| Application Number   | 10/827,073                                     |                             | Filed                          | April 19, 2004                   |
| For METHODS AND DEVICES FOR IMPROVING BREATHING IN PATIENTS WITH PULMONARY DISEASE   |  |                             |                                |                                  |
| Art Unit 3743  |  |                             | Examiner                       | M. Patel                         |
| This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filling a reply in the above identified application.  |  |                             |                                |                                  |
| The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):  |  |                             |                                |                                  |
|  |  | Fee                         | Small Entity Fee               |                                  |
| X One m  | onth (37 CFR 1.17(a)(1))                       | \$120                       | \$60 ,                         | \$ 60.00                         |
| Two mx   | onths (37 CFR 1.17(a)(2))                      | \$450                       | <b>\$2</b> 25                  | \$                               |
| Three r  | nonths (37 CFR 1.17(a)(3))                     | \$1020                      | \$510                          | \$                               |
| . Four m   | onths (37 CFR 1.17(a)(4))                      | \$1590                      | \$795                          | \$                               |
| Five mo  | oniths (37 CFR 1.17(a)(5))                     | \$2160                      | \$1080                         | \$                               |
| Applicant claims small entity status. See 37 CFR 1.27.   |  |                             |                                |                                  |
| A check in the amount of the fee is enclosed.  |  |                             |                                |                                  |
| Payment by credit card. Form PTO-2038 is attached.   |  |                             |                                |                                  |
| The Director has already been authorized to charge fees in this application to a Deposit Account.  |  |                             |                                |                                  |
| The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 03-1952   Have enclosed a duplicate copy of this chect. Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate. |  |                             |                                |                                  |
| I am the applicant/inventor.   |  |                             |                                |                                  |
| assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/98).  |  |                             |                                |                                  |
| attorney or agent of record. Registration Number   |  |                             |                                |                                  |
| attorney or agent under 37 CFR 1.34.   |  |                             |                                |                                  |
| Registration number if acting under 37 CFR 1.34  |  |                             | 47,777                         | •                                |
| January 19, 2005   |  |                             |                                |                                  |
| Signature  |  |                             | Date                           |                                  |
| Mika Mafer   |  |                             | (650) 813-4298                 |                                  |
| Typed or printed name  |  |                             | Telephone Number               |                                  |
| NOTE: Signatures of all the inventors or easigness of record of the antire interest or that representative(s) are required. Submit multiple forms if more than one signature is required, sas below.   |  |                             |                                |                                  |
| X Toylor 1 Same mustained  |  |                             |                                |                                  |